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RECALL ALL WRONG, SAYS TAFT

WOULD LESSEN JUDGE'S POWER. ALREADY TOO SLIGHT.

Contrasts the Administration of the (riminal Law Here and in England Col. McChesney Suggests Reforms Graft Worse Than Ever, Says Heney.

President Taft, who was the guest of the Academy of Political Science at the Hotel Astor last night, told the diners that the great trouble with our system of criminal procedure was the limited authority of the judges. The President compared the American system of administering the criminal law with the British procedure, very much to the disparagement of our way of doing things. Also he ridiculed the recall as applied to judges. On this last point he said:

Not content with reducing the position of the Judge to one something like that of the Moderator in a religious assembly or the presiding officer of a political less important and to be put still more on trial and to assume still more the character of a defendant by a provision of law under which if his rulings and conduct in court do not suit a small percentage of the electors of his district he may be compelled to submit the question of his continuance on the bench during the term for which he was elected to an election for recall in which the reason for his recall is to be included in 200 words, and his defence thereto is to be equally brief.

"It can hardly be said, my friends, that this proposed change if adopted will the enforcement of the criminal law of this country. It will certainly not diminish the power or irresponsibility of counsel for the defendant. Let us hope that the strong sense of humor of the American people which has so often saved them from the dangers of bathos and demagoguery will not be lasting in respect of this 'nostrum.'

The academy finished a two days session with the dinner last night. The purpose of the semi-annual meeting was to pave the way for the organization of a society to be called the New York Society of Criminal Law and Criminology. The society will be incorporated in a few weeks, and Prof. George W. Kirchwey of Columbia University will be its first

The President, having spoken in Newark, was late in getting to the dinner. Henry L. Stimeon, who has accepted Mr Taft's invitation to become Secretary of War, went to Newark last evening early to have a talk with the President. Whe he came back he said he had conferred with Mr. Taft for about five minutes only While waiting for the President the acad emy listened to speeches from William M. lvins, the toastmaster; heard Prof. Kirchwey and Mr. Stimson and had listened to about half of Francis J. Heney's talk on graft in San Francisco and how bad things are there and elsewhere.

Howard S. Gans, who used to be one of Jerome's Assistant District Attorneys sat at table 4 with Mrs. Gans, Hastings H. Hart and others. Mrs. Taft, the Presi-Mrs. Ivins, George C. Holt, Mrs. Howard Mansfield, Miss Portia Willis, Henry W. Taft, Felix Adjer and Albert Bard

At table 8 were Magistrate Joseph E Corrigan, Supreme Court Justice Edward Gavegan and Mrs. Gavegan, John J. ilburn, Supreme Court Justice Alfred R. Page and John W. Burress, Near by, at 6, were Mr. and Mrs. Murray Williams, District Attorney and Mrs. Charles P. Whitman, Mr. and Mrs. Homer Folks and S. M. Lindsay

At table were Prof. E. R. A. Seligman Henry Rutgers Marshall, Franklin H. Biddings, Charles A. Conant and Paul M. Warburg. Detective William J. Burns was at table 10, not far from Samuel Gompers, president of the American

Federation of Labor Looking around the room one saw Chief Magistrate Otto Kempner of Brook yn, Everette P. Wheeler, John Wheeler Griffin, Robert S. Johnstone, Charles F Bostwick, Jordan J. Rollins, Gen. Daniel E. Sickles, Reuben D. Stillman, Henry R. eager and Mrs. Seager, George Gordon Borough President McAneny Ernest Thompson Seton, Job E. Hedges,

Franklin Pierce. Edward Lauterbach

and Roswell C. McCrea. With Mr. Gompers at table 25 were Horace White, Mr. and Mrs. Stephen H Voorhees, E. R. L. Gould and Mrs. Gould and Frederick H. Whitin. Near them were Robert Erskine Ely, William D Gaillard, George W. Alger and Mrs. Alger. Prof. Kirchwey and Mrs. Kirchwey Nathan W. MacChesney, Douglas Z. Doty Supreme Court Justice Francis J. Swayze of New Jersey, Frederick Nathan and Mrs Nathan, President John H. Finley the City College, Bronson Winthrop Edward T. Devine, James B. Reynolds Dr. John P. Munn, Magistrate Peter Barlow, John F. Murtagh and Mrs. Mur-

Mrs. E. Milton Jones Introduced by Mr. Ivins, Prof. Kirch vey gave his notion of how to cure crime It wasn t any good to treat the symptoms, the thing to do was to stop the causes. paid to social reforms. Equal justice. airness to all classes and correction of iving conditions would accomplish a

rof Kirchwey. Stimen, didn't expect to be called in When he got a hint that he was spected to say something about the itts, he demurred amiably. He has ase or two still pending before the as that or any other court. He the criminal law was administered

mson, "we have preserved very early the old common law method of stering the criminal law. If the

WEST DRIVE RUNAWAY.

Alexander Morton's Horse Dashes Inte Arthur Curtiss James's Auto. A horse owned by Alexander Morton

of ? East Forty-second street and Commodore Arthur Curtiss James's limousine car met in a headon collision on the West Drive in Central Park yesterday afternoon. It was shortly after 5 o'clock and crowd had gathered on the banks of the lake to watch the annual competition of members of the Anglers Club. The buggy. which was drawn by a very pretty black horse, was driven by Mr. Morton, who had lady with him. At Seventy-seventh hat he shied badly, almost toppled the ouggy over and threw both the occupants to the ground. They were not much hurt, but some one sent in a call for an ambu-

The horse dashed drown the drive, running south. For a short distance he kept on the right side of the road, but about Seventy-third street he started to the opposite side. Automobilists began to dodge the horse. One machine was run on the grass and another took the side-

Commodore James's car, driven by J. convention, the Judge is to be made still Suracek, could not get out of the way and the horse ran into it head on. The glass, way had a chance to do a little amateur brass work, guards and everything in front of the chauffeur's seat were smashed to little pieces. Suracek was hurt in the shoulder. The buggy was badly smashed and the horse cut.

There was not a policeman in sight and it was half an hour before two of them got there. Dr. G. M. Gaspari, a veterinary, took the horse and tried to bandage up its wounds. The worst injury was on his head and it was several minutes before the doctor with a big pair of pincers could pull out of the head a piece of wood about eight inches long, two inches wide and an inch thick, a part of Commodore James's automobile. This had entered give him greater authority or power just above the nostril on the right side for usefulness or constitute a reform in and fortunately had not pierced the brain. Several stitches were necessary to close the wound. Then the right fore leg was

Mr. Morton had left the park little the worse for his accident. He did not take the trouble to find out what became of the horse, but telephoned to his stable to have a man lead the animal home. Commodore James's car had to wait for a long time for a tow to the repair shop.

PLAY TWO NIGHTS LONG.

Moscow Players Give Dostoleffsky Novel With Imperial Approval.

pecial Cable Despatch to THE SUN St. Petersburg, May 13. - The famous Moscow Art Theatre company appeared in St. Petersburg for a brief season recently and produced the dramatic setting of Dostoieffsky's long novel "The Brothers Ka-amasoff." It takes two entire performances to tell the story of the play There is scarcely any scenery used. A player who is seated behind a screen reads summaries of the narrative to con-

nect the dramatic dialogue and the scenes. All St. Petersburg crowded to see the wonderful acting of a serious, realistic psychological study. The Cza-'s box-was occupied by members of the imperial family at each performance. The Dowage. Empress between the acts at one of the performances she attended summoned three of the leading performers to the imperial box and after complithem with 5,000 rubles, or \$2,500, as a gift

to the company. are Messrs. Kotchaleff and Leonidoff and Mme. Hermanova. Kotchaleff tedly Russia's greatest actor.

FIRE CLOSE TO HOSPITAL.

Smoke Came in the Open Windows at the Flower and Alarmed Patients. A fire in a stable in East Sixty-fourth street one door away from the Flower Hospital caused a good deal of unessines in the institution for a few minutes last

night.

Burning harness and feed threw out dense black smoke, which the east wind blew into the hospital through the open windows. There were 125 patients in the building. Dr. Hughes and Miss Jewett went through the wards instructing the of Rockaway and visitors from town nurses to close the twenty windows on ach floor opening toward the fire and to in the old fashioned way. pull down the opaque shades so that no glare could be seen. The nurses were told to explain to the patients that there was a bonfire outside as a conclusion to

the police parade. Meanwhile Dr. Hughes had told Frank Svec, the telephone clerk, to ask for as many policemen as could be spared from nearby stations. The clerk found his switchboard dead, the wires leading to which had run across the end of the stable having been burned. The emergency ward, however, has a direct police wire to the East Sixty-seventh street station and Capt. Hughes came around with twenty policemen

By that time the firemen had arrived and were making short work of the blaze

SPLIT WITH THE ROTHSCHILDS Great Banking House Not in New Austrian Loan-Won't Take Second Place.

Special Cable Desputch to THE SUN VIENNA. May 12. The reason for the non-participation of the Rothschilds in tagh, Miss Maude E. Miner, the probation the current advance of \$76,000,000 conpert; John Bassett Moore and Mr. and tracted for by the Government with seven Viennese banks is believed by financiers to be that the Government wanted the Rothschilds's declaration that they would acquiesce in the lead of the Government's postal savings bank on He thought that more attention should be the occasion of future State bond issues. The Rothschilds refused, and in consequence of the rupture rentes are weak

FIRE HALTED TRAINS

Tenement Families Had to Move Before Blaze in West Broadway.

Trains on the sixth avenue elevated were blocked for more than half an hou. last night at Bleecker street while firemen Court of the United States and on the structure worked on a fire in a facthink it would be proper for him tory building occupied by numerous small concerns at 53' West Broadway

Two alarms were sent in for the fire the criminal law was administered which started at 11 o'clock and burned for an hour before the fighters got it under control. Everybody in a te the Federal Government," said next door was routed out by the police under command of Capt. Henry of the

deesn't work it is the fault of the strings who handle it. But it continued on Fifth Page.

FIGRIBA ATLANTA BIRMINGHAM.

FIGRIPA ATL

EATS UP STORES, A HOTEL AND A SMALL THEATRE.

Healy's Hotel, a S Story Structure, the Largest Place Consumed Change of Wind All That Saved Bulk of the Amusement Places Loss Is 651.000.

If it hadn't been that the wind shifted at the right moment the citizens of Rockaway Beach figure that the whole of the street something frightened the horse so amusement section there would have been wiped out by a fire which got a great start yesterday afternoon in some of the flimsy summer playhouses. As it was Pavilion and other amusement places were destroyed.

> The fire started about 3 o'clock. The blue sky had induced many visitors to attended a masked ball. go to Rockaway, despite the fact that Rockaway hadn't formally opened and here were still a good many places which weren't ready to take care of patrons. The visitors when the fire got really under there when the flames began to spread.

Workmen on the Old Mill, which was an Ocean avenue resort and not stoutly built, upset a tar kettle from which they of hot tar took fire and in a minute most of the Old Mill was burning.

There was a momentary delay because nobody could find a key with which to open the firebox. By the time somebody summoned enough courage to crack the door the flames were eating at the one story Pastime Theatre, where they have moving picture shows in the summer. Luckily the place hadn't opened to visitors yet and there was nobody inside to suffer panic.

A merry go round was next to the moving picture establishment and this the flames speedily unroofed. There were three stores on Remsen avenue leading from Ocean avenue toward the Boulevard. and the fire ran through these in a way that made the firemen think that the job was bigger than they could handle. Three alarms brought all the apparatus in the neighborhood, and still the firemen didn't eem able to do much with the running

ome sperks and in an instant more was busy with Healy's the wind, which had been blowing briskly out of the northwest. hauled to the northeast. The big Wainwright & Smith restaurant, which was across the way from Healy's and in the in a moment more and beyond that are acres of wooden buildings

But the wind turned the direction of the flames, pushing them toward Murray's Pavilion, after which there was nothing but the ocean. Murray's Pavilion was big dance hall with room for 2,000 persons and a wide veranda outside. It was almost destroyed.

On one corner of Murray's was a forty foot wooden tower, and rising from its to the imperial box and after compli-menting them on their work presented blowing in the wind. John T. Walsh, who used to be a greman in New York twelve years ago, but latterly has been The leading members of the company attached to Wainwright & Smith's restau- | fule. an couldn't stand eeing the flag burn. tower, climbed as high as he could and then shinned to where he could grasp the halliards on the flagpole. Down it in his hands he tossed it to some one. who took it to Wainwright & Smith's office for safe keeping.

Walsh, who saw that the firemen had more than they could attend to, remembering what he used to do in the department, organized a force with such ladder as he could find around the restaurant building and some fifteen lines of hose which he had kept there against the day of fire. Walsh's helpers were citizens who were glad of a chance to fight fire

Three citizens went with Capt. Patrick F. Lenihan, who was an acting battalion chief, yesterday into the Pastime Thea tre and shot a stream on the flames Capt. Lenihan had only one regular fireman with him, Henry Jamieson of Truck 71. The five were at work on the moving picture house when a draught of flame blew

out in their faces. of the nozzle, got the first shock of the flame. He was badly burned about the face and hands. The four others were singed. Dr. E. W. K. Schenck of Rockaway Beach cared for the five. Deputy oner O'Keeffe, who came down to the fire from Brooklyn in his automobile, urged Lenihan to go home, but he went back to the fire instead.

OUTLAW DIETZ CONVICTED.

stimated.

The loss was about \$57,000, so the police

Cameron Dam Defender, Sentenced t Life Imprisonment, Will Appeal.

HAYWARD, Wis., May [13.-John Dietz, the outlaw of Cameron Dam, who for five years successfully defied the State and Federal governments, was convicted to-day of murder in the first degree because of the killing last fall of Deputy Sheriff Oscar Harp, one of 150 deputies who surrounded the Dietz home in the northern Wisconsin woods under orders to capture Dietz dead or alive.

Mrs. Dietz and Leslie Dietz, a son, were acquitted. Dietz fought the authorities for years, defending his homestead against Hines Lumber Company, which claimed it, and after removing one Sheriff for inability to arrest him Gov. Davidson ordered Sheriff Madden to see that the State was no longer defied.

The jury went out at 5 o'clock last nigh and returned at 8:45 this morning.

Dietz managed his own defence, ever making his own plea to the jury. The Judge overruled his motion for a new trial and gave Dietz a life sentence in the State prison. Capital punishment is not allowed in Wisconsin. Dietz will appeal to the Supreme Court and will hire a law-

yer this time. DEWEY'S EVER-FLOWING WINE BOTTLE

E. A. T. DEWEY & SONS CO., 125 Fullon St., N. Y.

BIG FIRE AT ROCKAWAY BEACH TRIANGLE FIRE ANGERS ITALY. Member of Parliament Makes an On

slaught on Consul-General Here. at Cable Despatch to THE SUN

ROME, May 13 - The fire in the Triangle shirt waist factory in New York city. in which more than 140 lives were lost was brought up in the Chamber of Deputies this afternoon through an interpellation by Deputy Cavagnari. He intimated that Chevalier Giacomo Fara Forni, the Italian Consul at New York, had not been doing his full duty in the matte

The Under Secretary for Foreign Affairs in his reply defended the Consul, who he said, had been unjustly blamed fo neglecting to safeguard the interests the victims of the fire.

Signor Cavagnari was not satisfied Healy's Hotel, three stores. Murray's with the reply He deplored in strong terms the conduct of the Italian consular and emigration officials at New York. who, he charged, instead of rushing to the aid of the occupants of the building,

The Chevalier Giacomo Fara Forni, Italian Consul-General in New York, said last night: "I was in Washington at the time of the Triangle fire because the Ambassador called me there. If had been here I would probably not have fire fighting. Some of them were already heard of the fire until the next day. No one knew for several days that forty-two Italians had perished in that fire. An employee of the consulate who lived near the Asch Building tried to get through the fire lines at the time of the fire, but were waterproofing the roof, the current the police kept him out, as they would have kept me out had I made such an attempt

The Consul-General added that whole affair was ridiculous and he had heard that the charges were received with laughter in the chamber.

Prof. Attolico, inspector of immigration here, said that he heard noth ing of the fire until the following day and that he had attended a mask ball at the Italian Club that night in ignorance of the fire.

FRYE STILL PRESIDENT.

Senators Hold That Office Doesn't He

come Vacant Until a Successor Is Chosen. WASHINGTON, May 13 .- For the present at least there will be no further controversy over the election of a President pro tempore of the Senate. Senators have pro tempore in the person of Senator William P. Frye of Maine, who resigned the office recently. In poring over the of London and has made plans to enter-Healy's Hotel, three stories high, caught rules of the Senate to-day one of the elder tain elaborately. statesmen found an answer to the puzzle almost done for. The two lower floors that has been perplexing the regular were cleaned out. While the flames were leaders involved in the refusal of the La Follette insurgents to abide by the deision of the party caucus which nominated Senator Jacob H. Gallinger for the position. The elder statesman in question ran across a rule that was adopted course of the flames, would have caught by the Senate in 1890. It reads as follows: It is competent for the Senate to elect a President pro tempore, who shall hold the office during the pleasure of the Senate hotly until another is elected and shall execute "Yo the duties thereof during all future absence of the Vice-President until the Senate other-

Senators hold that this rule means that the office of President pro tempore does not become vacant until a successor to the incumbent is formally elected by the Senate. In other words, it is held that the election of a successor is an essential step in depriving the incumbent of the office. Senator Frye so interprets the He takes the position that if his resignation had been formally accepted and threw it up against the side of the to preside until his successor had been elected. The indications are therefore that there will be no further trouble at this time over this question. For the sake came the flag, and as soon as John got of peace Senator Frye, it is understood, is willing to retain the office for a while longer.

GEN. WOOD'S PLAN APPROVED.

Proposes to Create Three Military Divisions to Include the Whole Country. WASHINGTON, May 13.-President Taff has approved a recommendation of Major-Gen. Leonard Wood, chief of staff, reorganizing the administration of military commands in the continental limits of the United States. Gen. Wood is preparing an order, to become effective on July 1 next, creating three military divisions to include the whole country. These will be known as the Eastern Division. with headquarters at New York; the Central Division, with headquarters at Chicago, and the Western Division, with headquarters at San Francisco

The Eastern Division will consist the Department of the East and the Department of the Gulf. The Central Division will include the Department of the Lakes and the Department of the Missouri and the Department of Texas. The Western Division will comprise the Department of the Columbia and the Deartment of California. The present departments of Dakota and Colorado will be discontinued and merged into the other departments. The Philippines divisions will remain as at present. Gen. Wood believes that the rearrangement will effect a saving of between \$200,000 and \$300,000

There will be other important change in the War Department if the bills urged by Representative Hay, chairman of the House Committee on Military Affairs, are passed. The bills are for the consolidation of the quartermaster's, commissary and pay corps into one supply corps and another provides for the transfer of the Adjutant-General's, Inspector-General's and Judge Advocate General's corps under the jurisdiction of the General Staff. Chairman Hay estimates that his famous expedition to the Moroccan these changes will save about \$5,000,000 a coast some years ago on board his yacht

the officers of the War Department and President Taft. Chairman Hay hopes to have them enacted at the present session. The bills, if enacted, will permit the retirement of Major-General F. C. Ainsworth, the Adjutant-General, as a of thirst when a French gunboat for Lieutenant-General. Brig.-Gen. Enoch tunately arrived and bombarded the H. Crowder, Judge Advocate General, and Brig.-Gen. E. A. Garlington, Inspector-General, will be also eligible on their posure. retirement for promotion to the grade

of Major-General. These changes are part of a programme for the enlargement of the authority of the General Staff. The bureau syste will continue, but the authority of the hiefs will be reduced. The General Staff will exercise a more centralized control over the army and the military bureaus of the Department.

WON'T MISS THE CORONATION

HAMMOND SAYS SULLY IS TRYING TO DELAY HIM.

and as He's Our Special Ambassador He's Subperna-He and Sully's Lawyer Almost Come to Blows Over the Matter

WASHINGTON, May 13 .- John Hays Hammond, the noted mining engineer, will pay no attention to a subpœna issued to-day and served on him for his appearance on Wednesday before Examiner Harper, who is taking testimony in the suit for \$1,500,000 damages brought against Hammond by Daniel J. Sully, the one time cotton king.

The proceedings before Examiner Harper to-day were sensational. Mr. Hammond, after being badgered on the witness stand for several hours, dramatically declared that Sully was trying to keep the park police recovered it. him from attending the coronation of King George V., to which he has been appointed special ambassador by President Taft. Attorney Giddings, for Mr Sully, promptly retorted by calling Mr. Hammond a liar.

The cotton king never said a word during the afternoon, but appeared to be enjoying himself hugely. He just chewed gum and grinned while his attorney and Mr. Hammond were exchanging compli-

For more than an hour Attorney Giddings had pestered Mr. Hammond concerning his relation to stock sales and other transactions in connection with the company formed to commercialize the new cotton gin invented by W. D. Doremus. Twice during Mr. Hammond's examination along this line he was called a liar in plain language by the attorney Finally the mining engineer lost his

"This is all a foolish delay," he said. or 27th.

This was a reference to the fact that Mr. Hammond must leave New York on the steamer for England that sails on the 27th discovered that they now have a President of this month in order to be in time for the coronation ceremonies. He has engaged a great house in the fashionable section

Attorney Giddings responded promptly to Mr. Hammond's suggestion. His face flushed and he shook his finger at the special ambassador. "I don't give a damn when you go or

where," he shouted. "but until you answer my questions properly you won't get away from this city to-night or for some "I have answered all your questions

a dozen times," Mr. Hammond replied "You lie!" said Mr. Giddings with emphasis

Mr. Hammond, who had demonstrated throughout the proceedings before Exto a personal encounter, made a jump for Attorney Giddings, and the latter, apvery much enraged, made a jump for Mr. Hammond. Philip Walker. Mr. Hammond's attorney, grabbed his client, and somebody performed a simi-

lar service for Mr. Giddings. Mr. Sully was not one of those who did the time of his life, and a slightly bored look chased itself over his face when it became apparent that the row would ge

Hardly a day of the three weeks pro ceedings before Examiner Harper has passed without a near row of the sort that threatened to-day. Mr. Hammond has called Mr. Sully a liar on many occasions and Mr. Sully has responded in like

Attorneys Giddings and Walker, espou ing with professional zeal the respective causes of their clients, have been just as emphatic as the two principals. To was the first time that Mr. Hammond gave the suggestion that it now appears has been rankling in his soul, that Mr. Sully had a dark and sinister motive in prolonging the taking of testimony before the examiner in his damage suit and that the cotton king's real object in the special ambassador's opinion was to keep him away from the coronation festivities in London town.

Immediately after the conclusion to-day's hearing Examiner Harper, at Attorney Giddings's request, issued subporna for Mr. Hammond's appear ance on Wednesday. It was served on Mr. Hammond, who, still seething, declared then and there that he did not propose to pay any attention to it and would leave for Canada to-morrow, not to return to this jurisdiction until after he had seen King George properly installed in due and ancient form.

Attorney Walker, instead of arguin with Examiner Harper about the subpoena, will appear before the Supreme Court of the District, on whose authority the Examiner issued the subpæna, and explain the circumstances so that his client may not receive harsh treatment as a result of his hasty departure

ECHO OF LEBAUDY ESCAPADE. 'Emperor of the Sahara" Must Pay Damages to Sallors and to France.

PARIS. May 13 .- When Jacques Lebandy, Emperor of the Sahara, King of Juby and a lot of other things. made Frasquita he sent a landing force of five

The landing force met the fierce Arab and were captured, while the Emperor weighed anchor during the night and left his men prisoners. They were dying Arabs. The sailors were rescued and one of them died from the effects of

When they reached France the men sued Lebaudy for \$10,000. The Government order ed him to pay \$8.000 and the costs despatching the gunboat Lebaudy refused to pay either claim and the Government ordered the sale of various landed property belonging to him while

he entered a protest. To-day the courts confirmed the validity of the seizure and adde! costs.

FORTY-EIGHT PAGES.

Charles River at Cambridge. CAMBRIDGE, Mass., May 13,-Sherman Pratt Parsons of Detroit, a freshman at Harvard, was drowned in the Charles River this afternoon when the shell he was

rowing capsized. Parsons, who roomed at 2 Matthews Hall, went to the Weld Boat Club about 2 o'clock and asked for a "comp." student term for the combination shell and wherry. It was brought out by the attendant and Parsons pulled away down

stream. There was considerable wind. When Parsons was a few hundred yards below the North Harvard street bridge the shell was overturned. The oarsman began to struggle and yell for help, trying at the same time to catch hold of the boat Suddenly he threw up his hands and wen

A boathouse attendant who saw the accident slid a shell into the water and was by the side of the overturned wherry in a few ents, but he was too late to aid Parsons. Students dived for the body, but

GOVERNOR ON HORSEBACK

Gov. Dix made his initial public appear-

To Review the Twelfth Regiment and the

ance on horseback in New York yesterday afternoon when he reviewed the assem bled troops of Squadron A and the First Battery at Van Cortlandt Park. The Governor arrived in an automobile at the parade ground accompanied by Mrs. Dix and his niece. Miss Gertrude Douglas. Here the party was met by Gen. McCoskry Butt and Major Oliver Benedict Bridgman. As the military games of Squadron A were then in progress he remained in his automobile until the programme was completed. The Gov ernor, his aides, Lieutenant-Commander DeKay and Lieut. Roosevelt, were then furnished with mounts and reviewed the Twelfth Regiment and the First Battery. Among those present at the review were Adjt.-Gen. Verbeck, John This is simply a malicious attempt to keep me in the city. Maybe you think Senator Wainwright, Fire Commissioner you can make me stay here until the 28th Rhinelander Waldo. John Purroy Mitchel and Park Commissioner Higgins.

In the evening Col. Dyer of the Twelfth gave a dinner to Gov. Dix at the Knicker. bocker Club

CAT ON THE PAYROLL. Gives Mr. Prendergast a Chance to Try His Hand at Epistle.

Comptroller Prendergast has O K'd bill for \$2.50 for the keep of a cat for April in the Tenement House Departnent, but he protests to John J. Murphy, ead of the department, that there is omething wrong about it. He says:

Under the civil service law payment for services must receive the approval of the Municipal Civil Service Commission No certificate of that commission is at-tached. No salary has been fixed by the Board of Aldermen. May I suggest a cono which representatives of the Reform Association might be invited, to consider whether the cat is to be placed in the exempt or competitive class?

I have thought of having the expense of the department cat paid out of corporate stock, but have not yet been able to reach the opinion that the cat constitutes a perma nent improvement from which posterity

I am sending the bill along in its regular course, but at your convenience will you please give me your views about the cat?

WOMAN MAYOR VESED.

omplains to Gov. Stubbs That City Coun ell Won't Meet Where She Tells It To. TOPEKA, Kan., May 13.-A letter of omplaint from Mrs. Ella Wilson, the woman Mayor of Hunnewell, induced Gov. Stubbs to-day to instruct John S. Dawson, Attorney-General, to investigate must get rid of his Cabinet of "ch ir the situation at Hunnewell. Mayor Wilson warmers" and take his advice from his complains that although she issues calls for meetings of the City Council in storeooms the Council meets in the City Hotel. She has attended none of the meetings.

MILLINGTON SURPRISED.

Hadn't Any Intimation That He Was to Be Appointed Assistant U. S. Treasurer

UTICA, May 13 .- This afternoon Vice President Sherman motored over to Herkimer from this city to congretulate former Congressman Charles S. Millington States Treasurer, for which position Mr. Millington had the hearty indorsement of Mr. Sherman. The Vice-President went to the Herkimer Bank and there extended his congratulations. It was not known herebout that Mr. Millington was a candidate for the position of Assistant United States Treasurer and even to Millington himself the tender of the \$8,000 position comes

as a surprise. "This comes as one of the greates surprises of my life," he said. no intimation of any such thing. I had made no effort to obtain the position and was unaware that any of my friends were working in my behalf. I am grateful to any who may have had a hand in obaining for me this honor."

NEW PROBATION CHIEF.

Laurence J. Kelly Sworn In as Successor to Graveur

Chief Justice Russell of the Court of Special Sessions yesterday announced the appointment of Laurence J. Kelly to take the place of Joseph C. Graveur, who was recently dismissed as chief probation ffrer of the Court of Special Sessions The salary is \$3,500 a year.

Mr. Kelly is about 50 years old, and for the past seven years has been vice-president of the St. Vincent de Paul Society. He was highly recommended for the new position by the priests of that body. For eight years before he had been a superintendent in a commercial company

Clergyman in His Automobile Runs Down and Kills a Child.

SARATOGA, May 13.-The Rev. Thomas Q. Grieves, a well known Methodist clergyman of Greenwich, N. Y., who was at the ex- wheel of his automobile to-night, ran founded at that hour at least. down and killed the six-year-old daughter of William Maginn of this village, who ran out before the machine and attempted ran out before the machine and attempted to cross the street at a crowded corner. The clergyman, who was accompanied by his young daughter, was immediately arrested and arraigned on a charge of manslaughter but was admitted to bail. He was represented by State Senator Brackett at the hearing. The clergyman said that he did not see the child approach, and that he did not see the child approach, and that he did not see the child approach, and that he blew a warning alarm at the

HARVARD FRESHMAN DROWNED MADERISTS REBEL AGAINST MADERO

PRICE FIVE CENTS.

Orozco Argues With Provisional President Pistol in Hand.

DEMANDS NAVARRO'S LIFE

Talk of a Raid by Insurgents on El Paso to Hang Diaz General

Ct. Paso, May 13. The insurrecto Government of Mexico had no more than begun to establish itself in the ever of the people when events demonstrated its incapacity. Francisco I. Medero, the provisional President, allowed his chief General to draw a revolver on him to-day. Then he spirited away his chief military prisoner to save him from harm at the hands of the insurrecto army. Yesterday the insurrectos were making great headway in establishing a stable Govern ment; to-day they are in turmoil.

Not wishing to be taken unawares in case en thing should come of whispered reports that the insurrectos are talking of rushing El Paso and grabbing Navarro for a hanging bee, Col. Steever, in command of the border guard, ordered out cavalry reenforcements and stationed them on San Francisco street, in the heart of the business section of El Paso, tonight to reenforce the border patrol if needed.

Events crowded themselves upon one another in Juarez to-day. First the iusurrectos insurged against their own leader and demanded the resignation of the Cabinet. Then they howled "Death to Navarro" so strenuously that Madero slipped him into an automobile and out of Juarez and down the river. There he told the military prisoner to get to El Paso as best he could

There followed hours of suspense and waiting. Navarro was reported killed in as many different manners as there were reports. But in the course of four hours he turned up in a downtown El Paso store in dripping wet clothing, but serene and safe. He had abandoned the horse which Madero furnished him when the automobile ride out of Juarez was ended and he had waded the turbulent quicksand bottomed river neck deep.

Finally he slipped into El Paso in a cab without being discovered even by the alert sentries guarding the interna prisoner and would return to Jua ez or

demand. The day ended with Medero, the proauthority and the insurrectos more ex cited than ever wer the act of their chief in releasing the man they hate more than

all others.

They were angry this morning when they sent their chief military leader. Pascual Orozco, to tell Madero that he fighting force; and further, that he must give the soldiers more to est and wear and let them hang Navarro at their sweet will. When the "President" slipped out after promising to give consideration to ranging his Cabinet and furrishing the food requested and took Navarro to the ri er to allow him to escape there w blood in the eye of every insurrecto soldie the town. Just win t will happen next aboudy can foresast.

It is declared to-night that Madero as not asked the Cabinet to resign and on his appointment as Assistant United that he will not, that the protest was merely femented by Orozco, who was angered at not being made Secretary of War. The Cabinet in fact offered its resignation in a body, but Madero did not secept.

Where yesterday and last night the insurrectos appeared to be making great progress in establishing their Government to-day the indications revive the 'mob' talk of last week; again the people say it is not an army that Madero has, but a mob without a leader.

All the fuss rose over the leniency with which the Federal priseners are being treated and the appointment by Madero to Cabinet places of men who had done no fighting. The trouble had been coming to a boiling point within the past twenty-four hours. This morning the scenes in the streets took on a riotous phase.

Some of the rebel leaders, it is said, demanded that Gen. Naverro, the Federal commander at Juarez, be turned over to them to be put to death. The formal demand was made on Madero and he refused. Shortly before noon the rebels in the streets were in a state of wild excitement There was open talk of an assault on the

Federal officers and men who were on About this time Gen. Orozco had a talk with Madero at his headquarters. The conversation grew very spirited. Orozeo held a revolver in his hand as he talked. Before the two parted, however, they were

in calmer mood. They embraced in Mexican fashion and then Orozco left Later he and Col. Villa, another of the prominent rebel leaders, had a conference, and soon after this it was announced that the Madero Cabinet had resigned and that Gen. Orozco had taken Madero prisone This rumor, however, was not well The spiriting away of Gen. Navarro by

provisional President Madero to-day was dramatic. Reaching his home after the demonstration by Orozco, Navarro being his guest, Madero without hesitation ordered an automobile. He rode off with Navarro in the tonneau and hurried down the east road along the river bank As he sped through the outskirts of the town small bands of rebels were encountered, but not knowing of the mu-